

| <b>Notice of Allowability</b> | Application No.         | Applicant(s)     |
|-------------------------------|-------------------------|------------------|
|                               | 10/601,286              | ARAM ET AL.      |
|                               | Examiner<br>Nguyen T Ha | Art Unit<br>2831 |

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTO-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to 6/20/2003, 9/04/2003 and 10/3/2003.
2.  The allowed claim(s) is/are 21-43.
3.  The drawings filed on 20 June 2003 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
  - a)  All
  - b)  Some\*
  - c)  None
 of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

5.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).
  - (a)  The translation of the foreign language provisional application has been received.
6.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE**

7.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
8.  CORRECTED DRAWINGS must be submitted.
  - (a)  including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
    - 1)  hereto or 2)  to Paper No. \_\_\_\_\_.
  - (b)  including changes required by the proposed drawing correction filed \_\_\_\_\_, which has been approved by the Examiner.
  - (c)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet.

9.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

#### Attachment(s)

|  |   |
|--|---|
| 1 <input checked="" type="checkbox"/> Notice of References Cited (PTO-892)                                 | 2 <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)          |
| 3 <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                        | 4 <input type="checkbox"/> Interview Summary (PTO-413), Paper No. _____.            |
| 5 <input checked="" type="checkbox"/> Information Disclosure Statements (PTO-1449), Paper No. <u>1-4</u> . | 6 <input type="checkbox"/> Examiner's Amendment/Comment                             |
| 7 <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit of Biological Material     | 8 <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
|  | 9 <input type="checkbox"/> Other  |

## DETAILED ACTION

### ***Allowable Subject Matter***

1. Claims 21-43 are allowed.

The following is an examiner's statement of reasons for allowance:

With respect to claims 21-30, the prior art alone or in combination does not teach the limitation of a matched capacitor comprising:

- at least two fringing capacitors, each of the fringing capacitors comprising at least two spot capacitors;
- a first split capacitor of a first one of the fringing capacitors is arranged adjacent a first capacitor of a second one of the fringing capacitors;
- a second split capacitor of the first one of the fringing capacitors is arranged adjacent the first split capacitor of the second one of the fringing capacitors.

Regarding claims 31-38, the prior art alone or in combination does not teach the limitation of a matching capacitors comprising:

- an intralayer capacitance forming means of a first fringing capacitor being divided to form a first split capacitor and a second split capacitor;
- an intralayer capacitance forming means of a second fringing capacitor being divided to form a first split capacitor and a second split capacitor;
- the first split capacitor of the first fringing capacitor being coupled to the second split capacitor of the second fringing capacitor to form a first matched capacitor.

Regarding claims 39-43, the prior art alone or in combination does not teach the limitation of a set of matched capacitor comprising:

- a first capacitor comprising:
- a first section comprising:
- a first electrode comprising:
- a first portion arranged on a first layer; and
- a second portion arranged on a second layer; and
- a second electrode comprising:
- a first portion arranged over the first portion of the first electrode and adjacent to the second portion of the first electrode; and
- a second portion arranged under the second portion of the first electrode and adjacent to the first portion of the first electrode.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

#### **Citation Relevant of Prior Art**

2. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.
  - a. Sowlati et al disclose a multilayer pillar array capacitor structure for deep sub-micron CMOS.
  - b. Aton discloses on-chip capacitor.

***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Nguyen T Ha whose telephone number is 703-308-6023. The examiner can normally be reached on Monday-Friday from 8:30AM to 6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dean Reichard can be reached on 703-308-3682. The fax phone number for the organization where this application or proceeding is assigned is (703) 872-9306.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-0956.

***Nguyen T. Ha***

***November 19, 2003***

*Dean A. Reichard* 11/26/03  
DEAN A. REICHARD  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2800